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Haefner

ATTORNEY GENERAL OF MISSOURI

JEREMIAH W. (JAY) NIXON  
ATTORNEY GENERAL

JEFFERSON CITY

65102

October 18, 1995

Site:	Maline Creek	P.O. Box 899
ID #	MOD980631162	(314) 751-3321
Break:	10.1	
Other:	10-18-95	

Stephen G. Jeffery  
Thompson & Mitchell  
One Mercantile Center  
St. Louis, Missouri 63101-1693

Douglas P. McLeod  
Blackwell, Sanders, Matheny,  
Weary & Lombardi  
2300 Main Street, Suite 1100  
P.O. Box 419777  
Kansas City, Missouri 64141-6777

William A. Shirley  
P. O. Box 411334  
St. Louis, Missouri 63141-1443

Mr. James Byrne  
General Counsel  
Metropolitan St. Louis Sewer District  
St. Louis, Missouri 63139

Frank Pellegrini  
701 Market Street, Suite 390  
St. Louis, Missouri 63101

Re: Maline Creek Site, City of Bellefontaine Neighbors, Missouri

Dear Mr./Ms.:

On September 22, 1995, I sent you a letter reminding you of the November 17, 1995 deadline for signing a finalized Abatement Order on Consent in the above matter. To date I have only heard from one of the parties' representatives. That representative advised me of several matters, but did tell me that the parties had not yet reached agreement on a revised Statement of Work or Abatement Order on Consent.

In the September 22, 1995 letter, I also reminded you of the state's reservation contained in my August 17, 1995 letter that the state could cancel negotiations if at any time it appeared that the parties would not have an Abatement Order on Consent signed by the November 17 deadline. Please be advised that the state is choosing to exercise that right and is terminating the negotiations. Given the late date and the fact that you have not been able to agree on a submission on behalf of a PRP group, the state is convinced that the November 17, 1995 deadline can not possibly be met.

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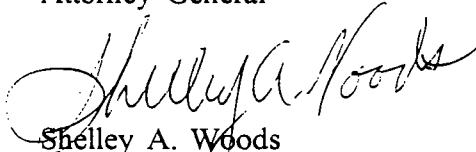
October 19, 1995

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If you have any questions or comments, please do not hesitate to contact me.

Sincerely,

JEREMIAH W. (JAY) NIXON  
Attorney General



Shelley A. Woods  
Assistant Attorney General

c: Steve Sturgess  
Jalal El-Jayyousi  
Joe Bindbeutel  
Gary Behrns  
David Hoefer